



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bauer et al.

Application No. 10/686,548

Filed: October 14, 2003

Confirmation No. 3478

For: POSITIVE DETECTION LATERAL-
FLOW APPARATUS AND METHOD FOR
SMALL AND LARGE ANALYTES

Examiner: Gary W. Counts

Art Unit: 1641

Attorney Reference No. 6122-66637-01

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
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CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as Express Mail in an envelope addressed to: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent
for Applicant(s)

William D. Noonan

Date Mailed May 5, 2006

**RESPONSE TO OCTOBER 18, 2005 OFFICE ACTION
ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION (RCE)**

This responds to the Office action dated October 18, 2005. A Notice of Appeal was timely filed for this application on December 27, 2005, accompanied by a Pre-Appeal Brief Request For Review. A Notice of Panel Decision was issued on February 6, 2006, setting a one month period for submitting an appeal brief. A request for a two month extension of time is submitted herewith, making this response due on or before May 6, 2006. A Request for Continued Examination (RCE) has been filed herewith.

Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 9.